

stockwatering and irrigation right under Water User's Claim Nos. 573, 570, 569, 572, 574, 575, 563, 571 and 985. This contention is denied by these parties and they assert that there has been a continuous use of water for irrigation purposes since 1900 and for stockwatering purposes since 1856.

g. The issue is whether the United States Forest Service has established a valid diligence claim for stockwatering uses on forest land for those water user's claims set forth in said protest. The United States of America asserts that such a right was initiated in 1856 and has been in continuous use since that time. Protestants assert that such a right was never established.

h. The issue is whether the United States Bureau of Land Management has established a valid diligence claim for stockwatering uses on land owned by the Bureau of Land Management for those water user's claims set forth in said protest. The United States of America asserts that such a right was initiated in 1856 and has been in continuous use since that time. Protestants assert that such a right was never established.

i. Protestants claim that neither Burton K. Nichols nor his predecessors in interest established a valid stockwatering and domestic right under Water User's Claim Nos. 429 and 981 as set forth in the Proposed Determination of Water Rights. It is the contention of Burton K. Nichols that the use claimed began in 1856 and has continued until the present time.

It is the further contention of protestants regarding the issues raised in 4b through i, inclusive, that if it is determined that a valid diligence claim was established for any of these parties that such a claim should be limited to a quantity of water less than set forth in the Proposed Determination of Water Rights. It is the protestants' position that the number of stock shown in the Proposed Determination of Water Rights exceeds the number that historically existed on the land in question. In this regard it is the contention of each of the parties subject to this protest that their claim is based on the number of stock that was historically appurtenant to their individual lands and if any evaluation is made of the stockwatering claims in this area it must include all stockwatering rights in this basin since the stock moved about indiscriminately over this entire area beginning in 1856 when all stockwatering rights, including protestants', were initiated.

5. PAROWAN VALLEY PUMPERS ASSOCIATION

Protestant claims that the irrigation season should be extended an